

**As a below-named inventor, I hereby declare that:**

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Optical recording medium, recording apparatus and method for optical recording medium, and reproducing apparatus and method for optical recording medium

**X is attached hereto.**

was filed on \_\_\_\_\_ as

**Application Serial No.** \_\_\_\_\_

and was amended on \_\_\_\_\_ (if applicable)

**I acknowledge the duty to disclose information of which I am aware which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).**

**Prior Foreign Application(s)**

<u>Number</u>	<u>Country</u>	<u>Filing Date</u>	<u>Yes</u>	<u>No</u>
<u>346439/1998</u>	<u>JAPAN</u>	<u>7/12/98</u>	<u>x</u>	<u>      </u>
<u>370682/1998</u>	<u>JAPAN</u>	<u>25/12/98</u>	<u>x</u>	<u>      </u>
<u>238444/1999</u>	<u>JAPAN</u>	<u>25/8/99</u>	<u>x</u>	<u>      </u>

## Declaration and Power of Attorney

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I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations. Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
_____	_____	_____
_____	_____	_____

And I hereby appoint Jay H. Maioli, Reg. No. 27,213; Donald S. Dowden, Reg. No. 20,701; William E. Pelton, Reg. No. 25,702; Peter J. Phillips, Reg. No. 29,691; Gerald W. Griffin, Reg. No. 18,886; Ivan S. Kavrukov, Reg. No. 25,161; Christopher C. Dunham, Reg. No. 22,031; Norman H. Zivin, Reg. No. 25,385; John P. White, Reg. No. 28,678; and Robert D. Katz, Reg. No. 30,141; and each and all of them, all c/ Cooper & Dunham, 1185 Avenue of the Americas, New York, NY 10036 (Tel. (212) 278-0400), my attorneys, each with full power of substitution and revocation, to receive the patent, to transact all business in the Patent and Trademark Office connected therewith and to file any International Applications which are based thereon under the provisions of the Patent Cooperation Treaty.

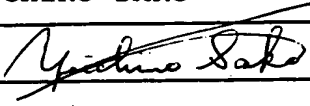
Please address all communications, and direct all telephone calls, regarding this application to

**JAY H. MAIOLI**  
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Reg. No. 27,213

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or First joint inventor YOICHIRO SAKO

Inventor's signature   
JAPAN

Citizenship \_\_\_\_\_  
Residence TOKYO, JAPAN

Date of Signature July 14, 2000

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Full name of sole or \_\_\_\_\_  
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Full name of sole or \_\_\_\_\_  
 Fourth joint inventor \_\_\_\_\_

Inventor's signature \_\_\_\_\_

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Full name of sole or \_\_\_\_\_  
 Fifth joint inventor \_\_\_\_\_

Inventor's signature \_\_\_\_\_

Citizenship \_\_\_\_\_ Date of Signature \_\_\_\_\_

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